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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5  
77 WEST JACKSON BOULEVARD  
CHICAGO, IL 60604-3590

REPLY TO THE ATTENTION OF:  
5HSM-5J

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Ruan Transportation Corporation  
666 Grand Avenue  
Des Moines, Iowa 50309

Re: Request for Information Pursuant to Section 104(e) of CERCLA  
for the Sauget Area 1 in Sauget, Illinois.

Dear Sir or Madam:

This Agency is conducting an investigation of the release or threatened release of hazardous substances at the Sauget Area 1 Site in Sauget and Cahokia, Illinois (see attached map) during the time period of 1930 to the present time. The Agency is also investigating how the substances at the Site came to be located there.

Under federal law (Section 104(e) of the Comprehensive Environmental Response Compensation and Liability Act (CERCLA)), you must respond to the enclosed information requests. If you do not respond fully and truthfully to each of the questions within thirty (30) days of your receipt this letter, enforcement action will be brought against you by seeking penalties from a federal court of extensive fines and/or imprisonment.

Your response to this Information Request should be mailed to Marsha A. Adams, 5HSM-5J, Responsible Party Search Section, at the above address. You may call her at (312) 353-9484.

Please direct any legal questions you may have to Thomas J. Martin at (312) 886-4273. If you have any other questions, contact Jeffrey B. Gore at (312) 886-6552.

Thank you for your cooperation in this matter.

Sincerely,

Thomas W. Mateer, Chief  
Superfund Program Management Branch



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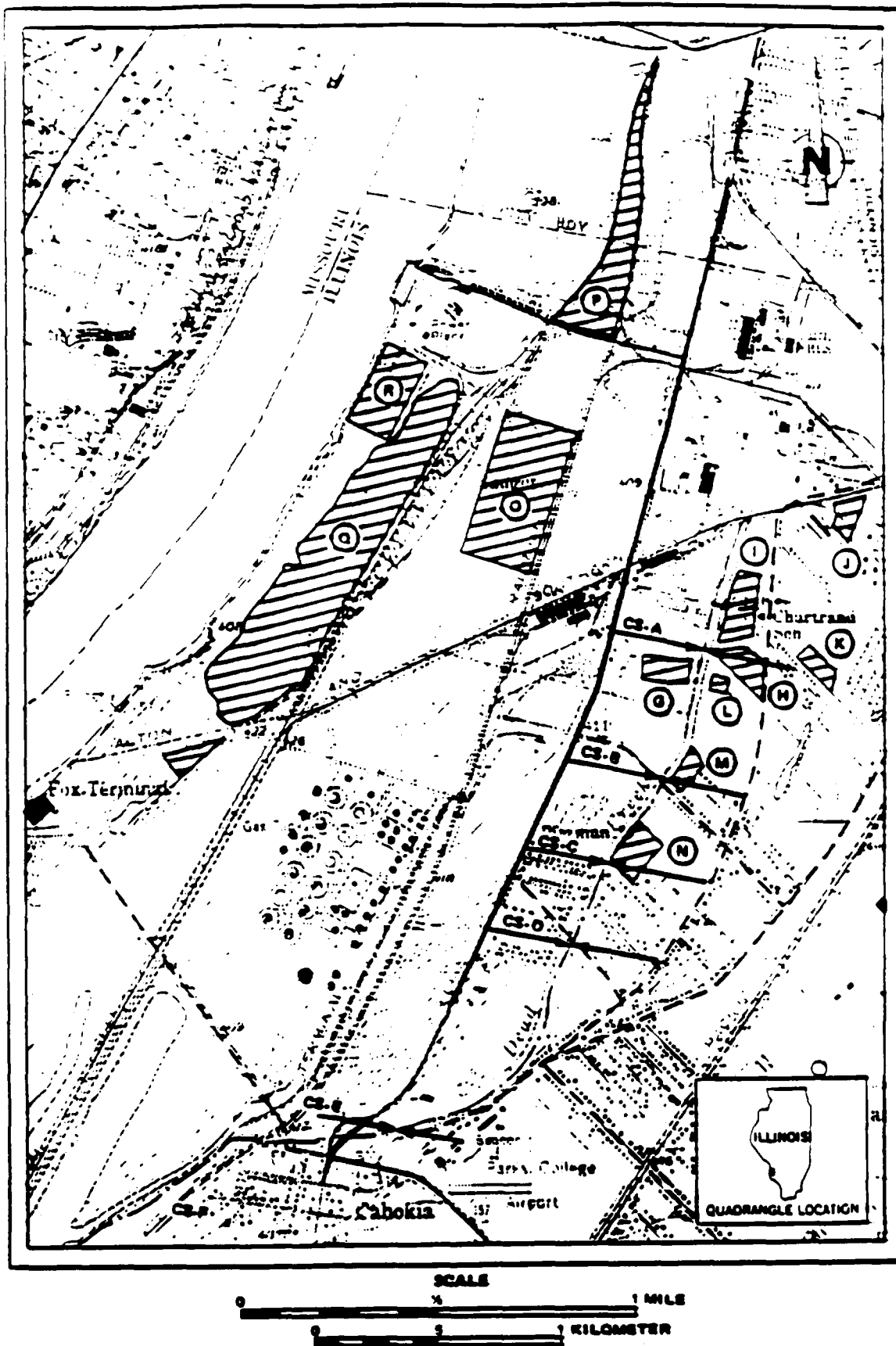


FIGURE 2  
SITE REPORTING DESIGNATIONS FOR THE DEAD CREEK PROJECT

## INSTRUCTIONS

### **NOTE**

PURSUANT TO THE AUTHORITY OF SECTION 104(E) OF THE COMPREHENSIVE ENVIRONMENTAL RESPONSE COMPENSATION AND LIABILITY ACT (CERCLA), 42 U.S.C. 9604(E), AS AMENDED BY THE SUPERFUND AMENDMENTS AND REAUTHORIZATION ACT OF 1986, PUB. L. 99-499, YOU ARE HEREBY REQUESTED TO RESPOND TO THE INFORMATION REQUESTS ENCLOSED. COMPLIANCE WITH THE ENCLOSED INFORMATION REQUESTS IS MANDATORY. FAILURE TO RESPOND FULLY AND TRUTHFULLY TO EACH AND EVERY INFORMATION REQUEST WITHIN THIRTY (30) DAYS OF RECEIPT OF THIS LETTER, OR TO ADEQUATELY JUSTIFY SUCH FAILURE TO RESPOND, CAN RESULT IN ENFORCEMENT ACTION BY U.S. EPA PURSUANT TO SECTION 104(E) (5) OF CERCLA WHICH, AS AMENDED, AUTHORIZES THE UNITED STATES TO SEEK PENALTIES FROM A FEDERAL COURT OF UP TO \$25,000 FOR EACH DAY OF CONTINUED NON-COMPLIANCE. PLEASE BE FURTHER ADVISED THAT PROVISION OF FALSE, FICTITIOUS, OR FRAUDULENT STATEMENTS OR REPRESENTATIONS MAY SUBJECT YOU TO CRIMINAL PENALTIES OF UP TO TEN THOUSAND DOLLARS (\$10,000) OR UP TO FIVE (5) YEARS OF IMPRISONMENT OR BOTH UNDER 18 U.S.C. 1001.

1. A separate response must be made to each of the questions set forth in this Information Request.
2. Precede each answer with the number of the Information Request to which it corresponds.
3. In answering each Information Request, identify all contributing sources of information.
4. If information is not known or is not available to the Respondent as of the date of submission of his/her response, should information later become known by or available to the Respondent, Respondent must supplement his/her response to U.S. EPA. Moreover, should the Respondent find, at any time after the submission of his/her response that any portion of the submitted information is false or misrepresents the truth, Respondent must notify U.S. EPA thereof as soon as possible.
5. For each document produced in response to this Request for Information, indicate on the

document, or in some other reasonable manner, the number of the question to which it responds.

6. You must respond to the Information Requests on the basis of all information and documents in your possession, custody or control or in the possession, custody or control of your former or current employees, agents, servants, contractors or attorneys. Furnish such information as is available to you, regardless of whether or not it is based on personal knowledge, and regardless of source.
7. Your response should be accompanied by a notarized affidavit from a responsible company official or representative stating that a diligent record search has been completed and that there has been a diligent interviewing process with present and former employees who may have knowledge of the operations, hazardous substance use, storage, treatment, releases, spills, disposal or other handling practices of the Respondent between, unless otherwise noted, 1930 and the present. To the extent that any information you provide relating to these Requests is based on your personal knowledge, or the personal knowledge of your employees, agents, or other representatives, this information shall be in the form of a notarized affidavit.
8. If any document responsive to a request was, but no longer, in the possession, custody, or control of Respondent, provide the following information:
  - a. state the disposition of the document;
  - b. state the date such disposition was made;
  - c. identify the present custodian of the document, state his address or, if the document no longer exists, so state;

- d. identify the person who made the decision regarding the disposition of the document;
  - e. state the reason for the disposition; and
  - f. describe the document and the contents of the document, including the title, date, author, addressees, locations and number of copies made and the location of the copies.
  - g. state whether the document was disposed of pursuant to and in compliance with a company document management policy.
9. The information requested herein must be provided notwithstanding its possible characterization as confidential information or trade secrets. You may, if you desire, assert a business confidentiality claim covering part or all of the information requested, in the manner described by 40 C.F.R. 2.203(b). Information covered by such a claim will be disclosed by U.S. EPA only to the extent, and only by means of the procedures set forth in 40 C.F.R. Part 2, Subpart B. [See 41 Federal Register 36901 et seq. (September 1, 1976); 43 Federal Register 4000 et seq. (September 8, 1978); 50 Federal Register 51654 et seq. (December 18, 1985).] If no such claim accompanies the information when it is received by U.S. EPA, it may be made available to the public by U.S. EPA without further notice to you. You should read carefully the above-cited regulations, together with the standards set forth in Section 104(e)(7) of CERCLA, before asserting a business confidentiality claim, since certain categories of information are not properly the subject of such a claim, as stated in Section 104(e)(7)(ii) of CERCLA. In order to facilitate handling any confidential business or financial information, please provide such information on separate pages and group all such pages together in one portion of the response. Clearly identify the information as confidential by placing the word "confidential"

in the upper right hand corner of the first page containing the information and on the cover letter transmitting it.

10. U.S. EPA has the authority to use the information requested herein in an administrative civil or criminal action.

### DEFINITIONS

For the purpose of the Instructions and Requests for Information set forth herein, the following definitions shall apply:

1. The term "you" or "Respondent" shall mean the addressee of this Request, ~~the~~ addressee's officers, managers, employees, contractors, trustees, predecessors, partners, successors, assigns, subsidiaries and agents.
2. The term "person" as used herein includes, in the plural as well as the singular, any natural person, firm, contractor, unincorporated association, partnership, corporation, trust or governmental entity, unless the context indicates otherwise.
3. "The Site" shall mean and include the property designated on the attached map as "Area 1" located in Sauget and Cahokia, Illinois.
4. The term "hazardous substance" shall have the same definition as that contained in Section 101(14) of CERCLA, including any mixtures of such hazardous substances with any other substances, including petroleum products.
5. The term, "pollutant" or "contaminant", shall have the same definition as that contained in Section 101(33) of CERCLA, and includes any mixtures of such pollutants and contaminants with any other substances.

6. The term "hazardous waste" shall have the same definition as that contained in Section 1004(5) of RCRA.
7. The term "solid waste" shall have the same definition as that contained in Section 1004(27) of RCRA.
8. The term "hazardous material" shall mean all hazardous substances, pollutants or contaminants, and hazardous wastes, as defined above, including PCBs, and shall include all by-product and off-specification wastes used or generated by the Respondent.
9. The term "non-hazardous material" shall mean all pollutants and contaminants, as defined above, excluding hazardous material.
10. The terms, "furnish", "describe", or "identify" or "indicate", shall mean turning over to U.S. EPA either original or duplicate copies of the requested information in the possession, custody, or control of the Respondent. Where specific information has not been memorialized in any document but is nonetheless responsive to an information request, you must respond to the request with a written response. If such requested information is not in your possession, custody, or control then indicate where such information or documents may be obtained.
11. The term "identify" means, with respect to a natural person, to set forth the person's full name, present or last known business address and telephone number, present or last known home address and telephone number, and present or last known job title, position or business.
12. The term "identify" means, with respect to a corporation, partnership, business trust or other association or business entity (including a sole proprietorship), to set forth its full name, address, legal form (e.g. corporation,

partnership, etc.), organization, if any, and a brief description of its business.

13. The term "identify" means, with respect to a document, to provide its customary business description, its date, its number if any (invoice or purchase order number), the identity of the author, addressor, addressee and/or recipient, and the substance or the subject matter.
14. "Release" means any spilling, leaking, pumping, pouring, emitting, emptying, discharging, injecting, escaping, leaching, dumping, or disposing into the environment, including the abandonment or discarding of barrels, containers, and other closed receptacles containing any hazardous substance or pollutant or contaminant.
15. "Transaction" or "Transact" means every separate act, deal, instance, occurrence, sale, transfer, giving, delivery, change in ownership, or change in possession.
16. As used herein, "document" and "documents" shall include writings of any kind, formal or informal, whether or not wholly or partially in handwriting (including by the way of illustration and not by way of limitation), any invoice, receipt, endorsement, check, bank draft, canceled check, deposit slip, withdrawal slip, order, correspondence, record book, minutes, memorandum of telephone and other conversations including meetings, agreements and the like, diary, calendar, desk pad, scrapbook, notebook, bulletin, circular, form, pamphlet, statement, journal, postcard, letter, telegram, telex, report, notice, message, analysis, comparison, graph, chart, interoffice or intra-office communications, photostat or other copy of any documents, microfilm or other film record, any photograph, sound recording on any type of device, any punch card, disc or disc pack; any tape or other type of memory generally associated with computers and data processing (together with the programming



instructions and other written material necessary to use such punch card, disc, or disc pack, tape or other type of memory and together with printouts of such punch card, disc, or disc pack, video tape or other type of memory); including (a) every copy of each document which is not an exact duplicate of a document which is produced, (b) every copy which has any writing, figure or notation, annotation or the like of it, (c) drafts, (d) attachments to or enclosures with any document and (e) every document referred to in any other document.

17. "And" as well as "or" shall be construed either disjunctively or conjunctively as necessary to bring within the scope of these information requests any information which might otherwise be construed to be outside their scope.
18. Words in the masculine shall be construed in the feminine, and vice versa, and words in the singular shall be construed in the plural, and vice versa, where appropriate in the context of a particular question or questions.
19. All terms not defined herein shall have their ordinary meaning, unless such terms are defined in CERCLA, RCRA, 40 CFR Part 300 or 40 CFR Part 260-280, in which case the statutory or regulatory definitions shall apply.

RUAN TRANSPORT CORPORATION  
REQUESTS

1. Identify all persons consulted in the preparation of the answers to these Information Requests.
2. Identify all documents consulted, examined, or referred to in the preparation of the answers to these Requests, and provide copies of all such documents.
3. If you have reason to believe that there may be persons able to provide a more detailed or complete response to any Information Requests or who may be able to provide additional responsive documents, identify such persons.
4. List the EPA Identification Numbers of the Respondent.
5. Identify all persons having knowledge or information about the generation, transportation, treatment, disposal or other handling of material at the Site (see attached map).
6. Identify the acts or omissions of any person, other than your employees, contractors, or agents, that may have caused the release or threat of release of hazardous substances, pollutants, or contaminants and damages resulting therefrom.
7. Describe in detail the Ruan Transport Corporation's, and the Waggoner & Company's operations at the facility located at Queeny and Falling Springs Avenue in Sauget, Illinois (hereinafter "facility") for the time period between 1920 and 1982.
8. Describe the environmental practices of the Waggoner & Company operation which ran a hazardous waste hauling/truck cleaning business at the property now owned by Ruan Transport.

9. Did Ruan Transport operate a similar business using the former Waggoner & Company facility? Identify Ruan Transport's environmental practices in the operation of this business.
10. Provide any documents or information indicating that other waste haulers, truck washing operations or businesses operated at, leased property from, or had made arrangements with Ruan Transport or Waggoner & Company for the purposes of discharging waste contaminants or products into Dead Creek or lagoons (Site L) adjacent to Dead Creek.
11. Identify the specific types of organic or inorganic wastes/products accepted, stored, handled or used at the facility during the relevant time period referenced in Request 1, above.
12. Provide all documents relating to the volume or characteristics of organic or inorganic wastes/products accepted, stored, handled or used by either Ruan Transport or Waggoner & Company at the facility during the time period.
13. Were all waste materials and products accepted, stored, handled or used at the facility by Ruan Transport or Waggoner & Company disposed of on plant property? If so, describe the nature of the waste materials and location of their disposal.
14. Were disposal activities carried out by company employees or outside personnel? If the activities were carried out by non-employees, identify the party (or parties) which carried out these activities.

15. Title information has indicated that Leo Sauget (the former mayor of the Village of Monsanto) and Paul Sauget were the property owners of record during the periods of waste disposal at Sites G, H and I.
  - a. Did Ruan Transport or Waggoner & Company ever secure the services of Leo Sauget or his company, later named "Industrial Salvage & Disposal, Inc." to process, accumulate, treat, remove, haul or dispose of any chemical waste materials or products Ruan Transport and Waggoner & Company accepted, stored, handled or used at its facility?
  - b. Did Ruan Transport or Waggoner & Company ever secure the services of Paul Sauget or Sauget & Company to perform the above activities during the relevant time period at Sites G, H, and I.
  - c. Did any employee of Ruan Transport, or Waggoner & Company, directly or indirectly, coordinate or participate in any waste or product disposal activities on Leo Sauget and Paul Sauget-owned properties included in Sauget Area 1?
16. Did Ruan Transport ever secure the services of Harold Waggoner or Waggoner & Company to arrange for the disposal of liquid chemical waste materials or products accepted at the facility prior to Ruan Transport's purchase of the facility?
17. Identify the approximate timeframe and nature and characterization of Waggoner & Company's discharges into Dead Creek prior to the construction of the Site L lagoons.
18. Was it common practice amongst Sauget Area business to discharge liquid chemical wastes or sanitary wastewaters into Dead Creek prior to the construction of the Site L lagoons by Waggoner & Company? If so, identify the nature of this practice and the businesses which engaged in this practice.

19. Were there any liquid chemical wastes or sanitary wastewaters discharged to Dead Creek after the construction of the Site L lagoons by Waggoner & Company? If so, provide information on the nature of such discharges and the businesses which caused such discharges.
20. Provide all documents indicating:
  - a. Those information/businesses that utilized the services of or transacted with Waggoner & Company during the times referenced above;
  - b. Whether and if so to what extent the Monsanto Company sent tanker trucks to Waggoner & Company for the purposes of cleaning out the tanks;
  - c. Whether and if so to what extent other trucking firms doing business with Monsanto used the services of Waggoner & Company?
21. Describe the methods used by Ruan Transport and Waggoner & Company to handle solid wastes generated, stored, handled or used at this facility during the time period referenced above.
22. Did Ruan Transport or Waggoner & Company accept any cover materials (e.g. fly ash, cinders, etc.) for use at the Site L lagoons from Paul Sauget or Sauget & Company?
23. Has Ruan Transport or Waggoner & Company or any other person working with you or on your behalf or on behalf of Waggoner & Company or Ryan Transport ever accepted waste materials or hazardous substances for transportation to and/or disposal at any portion of the Sauget Area 1 Site from any person? If the answer to this question is anything but an unequivocal no, identify:
  - a) the person(s) or business(es) from whom you or such other persons accepted waste materials, including hazardous substances for transport;

- b) every date on which waste materials were accepted or transported;
- c) for each transaction, the nature of the materials, including the chemical content, characteristics, physical state (e.g., solid, liquid), and the process for which the substance was used or the process which generated the substance;
- d) the owner of the materials so accepted or transported;
- e) the quantity of the materials involved (weight or volume) in each transaction and the total quantity for all transactions;
- f) all tests or analyses and analytical results concerning each material;
- g) the precise location to which each material actually was transported;
- h) the person(s) who selected the Site as the place to which hazardous substances were to be transported;
- i) the amount paid in connection with each transaction, the method of payment, and the identity of the person from whom payment was received;
- j) where the person identified in i., above, intended to have such materials transported and all evidence of this intent;
- k) whether the materials involved in each transaction were transshipped through, or were stored or held at, any intermediate Site prior to final treatment or disposal;
- l) what was done to the materials once they were brought to the Site;

- m) the final disposition of each of the materials involved in such transactions;
- n) the measures taken by you to determine the actual methods, means, and Site of treatment or disposal of the material involved in each transaction; and
- o) the type and number of containers in which the materials were contained when they were accepted for transport, and subsequently until they were deposited at the Site and all markings on such containers.